

Peter A. Levin

Attorney at Law

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May 29, 2008

Clerk of Court
United States District Court for the District of Delaware
J. Caleb Boggs Federal Building, Fourth Floor
844 North King Street
Wilmington, DE 19801

RE: USA v. Torres 08-54-2-GMS

Dear Clerk of Court:

Enclosed please find original of Motion in the above matter.

Thank you.

Sincerely,


Peter A. Levin

FILED
CLERK, U.S. DISTRICT COURT
DISTRICT OF DELAWARE
2008 MAY 30 PM 2:44
102

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

UNITED STATES OF AMERICA

V.

CRIMINAL NO. 08-54-2 GMS

JOSE A. TORRES

ORDER

AND NOW, this day of 2008, upon consideration of the Defendant's Motion for Enlargement of Time within which to file Pre-Trial Motions it is hereby ORDERED and DECREED that said Motion is GRANTED.

BY THE COURT:

J. _____

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

UNITED STATES OF AMERICA

V.

CRIMINAL NO. 08-54-2 GMS

JOSE A. TORRES

MOTION FOR ENLARGEMENT OF TIME WITHIN WHICH TO FILE PRE-TRIAL MOTIONS

Defendant, JOSE A. TORRES, by his attorney, Peter A. Levin, respectfully moves this Honorable Court to enter an Order pursuant to Rule 45 (B) of the Federal Rules of Criminal Procedure, enlarging time within which to file Pre-Trial Motions. In support there of he asserts the following:

1. Defendant is charged with wire conspiracy to commit aggravated identity theft and related charges.
2. On May 22, 2008, the defendant was arraigned and entered a plea of not guilty to the above-captioned indictment.
3. Counsel as of this date has not received any discovery on the case.
4. The defendant is incarcerated and speaks limited English.
5. In order to properly prepare Pre-Trial Motions on the above matter, counsel needs additional time to review the discovery in this matter when it is received and go over it with the defendant.

WHEREFORE, Defendant, respectfully requests this Honorable Court to enter an Order granting an Enlargement of Time to file Pre-Trial Motions within thirty days.

Respectfully submitted,


Peter A. Levin
Attorney for Defendant

CERTIFICATE OF SERVICE

Peter A. Levin, Esquire, hereby certifies that a true and correct copy of the within Motion has been served upon by First Class Mail to:

Keith M. Rosen, Esquire
Assistant United States Attorney
1007 Orange Street
Suite 700
Wilmington, DE 19899-2046

A handwritten signature in black ink, appearing to read "Peter A. Levin", with a horizontal line drawn underneath it.

Peter A. Levin, Esquire
1927 Hamilton Street
Philadelphia, PA 19130

Date: 5/29/08